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APPLICATION NO. FILING DATE FIRST NAMED INVENTOR ATTORNEY DOCKET NO. CONFIRMATION NO. 09/19/2001 09/955,315 **Brigitte Bathe** 32301WD227 8177 12/15/2004 **EXAMINER** SMITH, GAMBRELL & RUSSELL, LLP KERR, KATHLEEN M ATTORNEYS AT LAW ART UNIT PAPER NUMBER SUITE 800 1850 M STREET, N.W. 1652 WASHINGTON, DC 20036

DATE MAILED: 12/15/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)
Notice of Abandonment	09/955,315	BATHE ET AL.
	Examiner	Art Unit
	Kathleen M Kerr	1652
The MAILING DATE of this communication app		
This application is abandoned in view of:		
Applicant's failure to timely file a proper reply to the Office (a) A reply was received on (with a Certificate of New period for reply (including a total extension of time of)	failing or Transmission dated month(s)) which expired on	<u> </u>
(b) A proposed reply was received on, but it does		
(A proper reply under 37 CFR 1.113 to a final rejection application in condition for allowance; (2) a timely filed Continued Examination (RCE) in compliance with 37 (Notice of Appeal (with appeal fee); of	nendment which places the or (3) a timely filed Request for
(c) A reply was received on but it does not constitutional rejection. See 37 CFR 1.85(a) and 1.111. (See	ute a proper reply, or a bona fide atter explanation in box 7 below).	mpt at a proper reply, to the non-
(d) 🖾 No reply has been received.		
 Applicant's failure to timely pay the required issue fee and from the mailing date of the Notice of Allowance (PTOL-8) 	d publication fee, if applicable, within 5).	the statutory period of three months
(a) ☐ The issue fee and publication fee, if applicable, was), which is after the expiration of the statutory per Allowance (PTOL-85).	received on (with a Certificate riced for payment of the issue fee (an	ate of Mailing or Transmission dated d publication fee) set in the Notice of
(b) The submitted fee of \$ is insufficient. A balance	of \$ is due.	
The issue fee required by 37 CFR 1.18 is \$ 7	he publication fee, if required by 37	CFR 1.18(d), is \$
(c) \square The issue fee and publication fee, if applicable, has no	t been received.	
 Applicant's failure to timely file corrected drawings as requ Allowability (PTO-37). 	ired by, and within the three-month p	eriod set in, the Notice of
 (a) ☐ Proposed corrected drawings were received on after the expiration of the period for reply. 	(with a Certificate of Mailing or Trans	smission dated), which is
(b) \(\square\) No corrected drawings have been received.		
 The letter of express abandonment which is signed by the the applicants. 	attorney or agent of record, the assi	gnee of the entire interest, or all of
5. The letter of express abandonment which is signed by an 1.34(a)) upon the filing of a continuing application.	attorney or agent (acting in a represe	entative capacity under 37 CFR
 The decision by the Board of Patent Appeals and Interference of the decision has expired and there are no allowed claim 	ence rendered on and because ns.	e the period for seeking court review
7. The reason(s) below:		
		Kathle Ka
		Kathleen M Kerr Primary Examiner Art Unit: 1652